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All new dwelling houses, the walls of which are less than 2 meters from the side lines of the lot, shall be provided with courts to afford ventilation as above set forth; the width of said courts shall be not less than 3 meters, and if the court is inclosed, the length shall be not less than 5 meters. When the building is constructed with an open space between the lot lines and the side walls, the width of the court shall be measured from the side lines of the lot.

No court hereafter erected for ventilation purposes shall be covered by a roof or skylight, but every such court shall be open, except when the first floor is used for mercantile purposes, in which case the court shall be open from the top of the first floor to the sky.

TENNESSEE.

Habit-Forming Drugs—Sale of. (Chap. 11, Act Sept. 25, 1913.)

SECTION 1. That on and after the taking effect of this act, it shall be unlawful for any person in the State of Tennessee to sell, barter, distribute, or give away any opium or coca leaves, or any compound, manufacture, salt, derivative, or preparation thereof: *Provided*, That this shall not apply—

(a) To the dispensing or distribution of any said drugs to any patient by a physician, dentist, or veterinary surgeon, registered in the State of Tennessee under the provisions of the several acts regulating the practice of their profession: *Provided, however*, That said distribution or dispensing shall be in the course of his professional practice only, and that such physician, dentist, or veterinary surgeon shall personally attend such patient.

(b) To the sale, dispensing, or distribution of any said drugs by pharmacists registered under the laws of the State governing the practice of the profession of pharmacy to a consumer under and in pursuance to a written prescription issued by a physician, dentist, or veterinary surgeon of the standing mentioned in (a) above: *Provided, however*, That such prescription shall be dated as of the day on which signed and shall be signed by the physician, dentist, or veterinary surgeon who shall have issued the same.

(c) To the sale or distribution of any of the aforesaid drugs by any wholesale druggist, dealer, or jobber within the State to a retail dealer.

SEC. 2. That every wholesale or retail dealer shall keep in his place of business a registry, to be made in accordance with the rules and regulations hereinafter provided for; said registry shall plainly show all purchases made by said persons of the aforesaid drugs, date purchased, from whom purchased, and amount of said purchase. He shall likewise keep a registry which shall show all sales of said products, including the date on which sale is made, the amount sold, and to whom sold. All retail dealers and pharmacists doing business pursuant to the terms of this act shall likewise keep on file for a period of two years all prescriptions containing such drugs, which have been filled by them. Said records of every character shall be open to inspection by all State and municipal officials who are charged with the enforcement of any law or municipal ordinance regulating the sale, prescribing, dealing in, or distribution of the aforesaid drugs. Physicians who shall dispense or distribute any of the aforesaid drugs provided by this act shall keep a duplicate of all prescriptions issued by them for a period of two years, and said duplicates shall be subject to inspection by any of the officers named in the preceding paragraph.

SEC. 3. That the possession or control of any of the aforesaid drugs, by any persons other than those excepted in section 1 and 2 of this act shall be presumptive evidence of a violation of this act: *Provided*, That this section shall not apply to any employee of any person exempted as above, who has such possession or control by virtue of his employment, and not on his own account, or to any United States, State, or municipal officer, board, or other authorities who or which has possession of any such drugs for purposes of investigation enforcement of law, or otherwise; or to a warehouseman holding possession of same for a person exempted under the provisions of this act, or to

common carriers engaged in transporting such drugs: *Provided further*, That it shall not be necessary to negative any of the aforesaid exemptions in any complaint, information, indictment, or other writ or proceeding laid or brought under this act; and the burden of proof of any such exception shall be upon the defendant.

SEC. 4. That the provisions of section 2 above shall not apply to any person who keeps the records therein named in accordance with the laws of the United States as now existing, or which shall hereafter be made providing for such records.

SEC. 5. That the word "person" as used in this act shall be construed to import the plural or singular, as the case demands, and shall include firms, corporations, companies, societies, and associations.

SEC. 6. That it is hereby made the special duty of the pure food and drug inspector and his duly appointed assistant inspectors and chemists to specially enforce the provisions of this act, and rules and regulations for its enforcement shall be made by the said State pure food and drug inspector, and the secretary of State board of health.

SEC. 7. That any person who shall disclose any of the information contained in the registers, prescriptions, or other records mentioned in this act, except for the purpose of the enforcement of the provisions of this act, or of enforcing any other law of the State or the ordinances of any municipality, shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined and imprisoned as hereinafter provided.

SEC. 8. That the provisions of this act shall not be construed to apply to the sale, distribution, giving away, or dispensing of preparations and remedies which do not contain more than 2 grains of opium, or more than one-fourth of a grain of morphine, or more than one-twelfth of a grain of heroin, or more than 1 grain of codein, or any salt or derivative of any of them in 1 fluid ounce, or if a solid or semisolid preparation, in 1 avoirdupois ounce; or to liniments, ointments, or other preparations which are prepared for external use only, except liniments, ointments, and other preparations which contain cocaine or any of its salts or alpha or beta eucaine, or any of their salts or any synthetic substitute for them: *Provided*, That such remedies and preparations are sold, distributed, given away, or dispensed as medicines and not for the purpose of evading the intentions and provisions of this act. The provisions of this act shall not apply to decocainized coca leaves, or preparations made therefrom or to other preparations of coca leaves which do not contain cocaine.

SEC. 8-A. That no retail druggist or dealer shall have on hand at one time a stock greater than 5 ounces of cocaine or of tropa-cocaine, hollo-cocaine, nova-cocaine, alpha eucaine, beta eucaine, and if the stock on hand of any one of said substances shall be as much as 5 ounces none of the other substances shall be kept on hand at the same time. Said drugs shall not be sold in the flake or crystal form, but in solution only, which said solution shall not be stronger than 5 per cent.

SEC. 9. That any person violating any of the provisions of this act shall be guilty of a misdemeanor, and on conviction thereof for the first offense, shall be punishable by a fine of not less than \$50 nor more than \$100, and for the second offense by a fine of not less than \$100 nor more than \$500, and by imprisonment for 30 days in the county workhouse. It shall be the duty of the circuit and criminal court judges of this State to give the provisions of this act in special charge to the grand jury, and the grand jury shall have and exercise inquisitorial power over any violation of this act, and no prosecutor shall be required for an indictment against a person for violating the provisions of this act.

SEC. 10. That all laws and parts of laws in conflict herewith shall be and the same are hereby repealed, and this act shall take effect from and after January 1, 1914, the public welfare requiring it: *Provided, however*, That nothing contained in this act shall be construed to impair, alter, amend, or repeal any of the provisions of chapter 297 of the acts of 1907, or any amendments thereto.